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TRANSMITTAL FORM

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		Application Number	09/282,239
		Filing Date	March 31, 1999
		First Named Inventor	Steven A. Goldman
		Group Art Unit	1652
		Examiner Name	Richard G. Hutson
Total Number of Pages in This Submission	3	Attorney Docket Number	19603/4230 (CRF D-2238-04)

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> After Final	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition (\$ _____)	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request (\$ _____)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Application Data Sheet
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<input type="checkbox"/> Response to Notice to File Missing Parts/ Incomplete Application (\$ _____)	<input type="checkbox"/> CD, Number of CD(s) _____	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notification of Non-Compliant Appeal Brief
<input type="checkbox"/> A copy of the Notice to File Missing Parts under 37 CFR 1.52 or 1.53		
Remarks <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Edwin V. Merkel Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1128 Fax: (585) 263-1600
Signature	
Date	October 6, 2006
Registration No. 40,087	

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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Signature
Laura L. Trost
Typed or printed name



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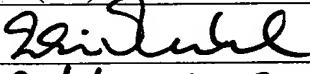
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Remarks

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Date	October 6, 2006

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Signature

Laura L. Trost

Typed or printed name



PATENT
Docket No.: 19603/4230 (CRF D-2238-04)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants :	Goldman et al.)	Examiner:
)	R. Hutson
Serial No. :	09/282,239)	
)	Art Unit:
Cnfrm. No. :	8339)	1652
)	
Filed :	March 31, 1999)	
)	
For :	A METHOD FOR ISOLATING AND)	
	PURIFYING OLIGODENDROCYTES AND)	
	OLIGODENDROCYTE PROGENITOR CELLS)	

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Brief - Patents

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief (37 C.F.R. § 41.37), dated September 6, 2006, applicants hereby submit a revised summary of the claimed subject matter as required by 37 C.F.R. § 41.37(c)(1)(v), as follows:

V. SUMMARY OF CLAIMED SUBJECT MATTER

Claim 25 is directed to an enriched or purified preparation of human mitotic oligodendrocyte-specified progenitor cells, where the mitotic oligodendrocyte-specified progenitor cells are from a post-natal human and a human cyclic nucleotide phosphodiesterase 2 promoter is transcriptionally active in all cells of the enriched or purified preparation (U.S. Patent Application Serial No. 09/282,239 ("the '239 Application") p. 14, line 24 to p. 15, line 2; p. 22, lines 6-17; and originally-filed claim 17).

Claim 26 is directed to an enriched or purified preparation of human mitotic oligodendrocyte progenitor cells, where the mitotic oligodendrocyte

progenitor cells are from an adult human and a human cyclic nucleotide phosphodiesterase 2 promoter is transcriptionally active in all cells of the enriched or purified preparation (the '239 Application p. 14, line 24 to p. 15, line 2 and p. 22, lines 6-17).

Claim 29 is directed to an enriched or purified preparation of human mitotic oligodendrocyte-specified progenitor cells, where a human cyclic nucleotide phosphodiesterase 2 promoter is transcriptionally active in all cells of the enriched or purified preparation (the '239 Application p. 14, line 24 to p. 15, line 2 and p. 22, lines 6-17).

Respectfully submitted,

Date: October 6, 2006

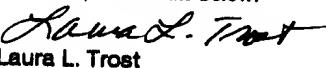


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